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OFFICE OF PETITIONS

In re Application of
Subir Ghosh et al
Application No. 10/619,798
Filed: July 15, 2003
Attorney Docket No. OPTI 3140-6

: DECISION GRANTING STATUS
: UNDER 37 CFR 1.47(a)

This is in response to the petition filed December 5, 2007 entitled, "PETITION UNDER 37 CFR 1.183 REQUESTING WAIVER OF SIGNATURE OF UNAVAILABLE INVENTOR H.T. TUNG FOR SECOND DECLARATION UNDER 37 CFR 1.131(b), which is properly being treated as a petition under 37 CFR 1.47(a).

The petition is **DISMISSED** as Moot.

The petition is dismissed as moot because the Office is in receipt of a copy of an executed declaration submitted with the application on July 15, 2003. The transmittal letter submitted with the above application on July 15, 2003 indicates that a copy of the oath or declaration from Parent Application No. 10/013,216 (in which the instant application is a continuation of) was provided. The copy of the declaration bears the signature of joint inventor Hsu-Tien Tung. Therefore, the instant petition is dismissed as moot.

If this is an incorrect interpretation by the Office, petitioner should notify the Office in writing.

The Office sincerely apologizes for the delay in replying to the above petition.

It is noted that the instant application is abandoned through the filing of a declaration of express abandonment by applicant. Accordingly, no further action will be taken in this application.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3208.

/Karen Creasy/
Karen Creasy
Petitions Examiner
Office of Petitions